

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

TWENTY-EIGHTH DAY'S PROCEEDINGS

**Thirtieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, May 19, 2004

The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

ABSENT

Cain
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Larry Bizette, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Fontenot, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 115—
BY SENATOR CRAVINS

A CONCURRENT RESOLUTION
To honor the life of certified addictive disorders counselor Fredrick "Fred" Hebert of Lafayette by designating a meeting room at the Louisiana Department of Health and Hospital's Office of Addictive Disorders Clinic in Lafayette, Louisiana, in his honor.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

May 19, 2004

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 471—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 47:2110(A)(2)(i), relative to the ad valorem tax; to provide for the timely payment of taxes paid under protest; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 593—
BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS HEITMEIER AND HINES
AN ACT

To amend and reenact R.S. 39:1537(6), relative to the risk management program; to eliminate the requirement for submission of a yearly cost comparison between commercial and self-insurance lines of coverage; to provide for inclusion of certain data comparisons in the annual report; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 593 by Representative Alario

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Finance and adopted by the Senate on May 18, 2004, on line 4, change "(i)" to "(a)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Finance and adopted by the Senate on May 18, 2004, on line 6, change "(ii)" to "(b)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Finance and adopted by the Senate on May 18, 2004, on line 8, change "(iii)" to "(c)"

HOUSE BILL NO. 880—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1522, relative to the Department of Revenue; to authorize the secretary to enter into contracts to conduct alternative dispute resolution to assist in the collection of any taxes, penalties, or interest due; to limit the total tax liability subject to arbitration or mediation to five million dollars; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1115—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1606, relative to the Department of Revenue; to authorize the Department of Revenue to assess a distraint cost penalty; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1472—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 35:281, relative to the certain filings with the board of assessors in Orleans Parish; to require taxpayers to notify the board of change; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1575 (Substitute for HB No. 1219 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1561.1(A), relative to the Department of Revenue; to authorize the Department of Revenue to assess certain costs in officer liability actions; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSEBILL NO. 1696 (Substitute for House Bill No. 1303 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1621(E) and 1624(A) and to enact R.S. 47:115(C), relative to refunds and credits; to provide for certain situations in which interest on refunds of overpayments will begin to accrue; to provide for the recovery of credits given for overpayments later deemed invalid; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 86—

BY SENATOR N. GAUTREAUX

A RESOLUTION

To commend Vermilion Catholic High School on winning the Class 1A State Football Championship.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 87—

BY SENATOR DUPRE

A RESOLUTION

To commend the town of Golden Meadow upon being selected as Louisiana's cleanest city within its population class.

On motion of Senator Dupre, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 88—

BY SENATOR DARDENNE

A RESOLUTION

To recognize Wednesday, May 19, 2004, as Dental Hygiene Day and to commend dental hygienists around the state for their outstanding contributions to the oral health of citizens of the state of Louisiana.

On motion of Senator Dardenne, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 116—
BY SENATOR MCPHERSON**A CONCURRENT RESOLUTION**

To urge and request the commissioner of administration to study the feasibility of delegating, through the office of facility planning and control, all or a portion of the office's administrative responsibilities regarding any capital outlay project appropriated to a non-state entity to the governing authority of the non-state entity, or to an agency of such governing authority.

The resolution was read by title. Senator McPherson moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fontenot	Michot
Amedee	Gautreaux, B	Mount
Barham	Hainkel	Nevers
Boasso	Holden	Romero
Boissiere	Hollis	Smith
Chaisson	Irons	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Dupre	Malone	
Total—28		

NAYS

Total—0

ABSENT

Bajoie	Fields	Lentini
Cain	Gautreaux, N	Marionneaux
Cheek	Heitmeier	Schedler
Cravins	Jackson	
Total—11		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 161—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 13:2588, relative to justices of the peace; to authorize justices of the peace to charge a fee for performing marriage ceremonies; to establish a maximum fee which justices of the peace may charge for performing marriage ceremonies; and to provide for related matters.

HOUSE BILL NO. 208—

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 33:1704.5, relative to the City Court of Ruston; to increase the fees that the office of marshal is entitled to charge for services provided in civil matters; and to provide for related matters.

HOUSE BILL NO. 950—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 38:2862, 2866, 2868, 2869(3), (4), and (10)(introductory paragraph) and (d) and (g), and 2870 and to repeal R.S. 38:2869(10)(e), relative to the Claiborne Parish Watershed District; to provide relative to the purposes of the district; to provide relative to the board of commissioners of the district; to provide relative to qualifications, term limits, and removal of board members; to provide relative to the powers of the board; to provide relative to rules and regulations promulgated by the board and the enforcement thereof; to provide relative to civil service status of employees; to provide for violations and penalties; and to provide for related matters.

HOUSE BILL NO. 1193—

BY REPRESENTATIVE K. CARTER

AN ACT

To enact Chapter 15 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:3001 through 3004, relative to wages; to create the Equal Pay Commission; to provide for its membership; to provide for meetings; to provide for findings and recommendations; to provide for the termination of the commission; and to provide for related matters.

HOUSE BILL NO. 1413—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 16:51(A)(1), (2), (4), (7), (16), (17), (19), (22), (23), (24), (26), (32), (36), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1610—

BY REPRESENTATIVES MORRISH AND WALSWORTH

AN ACT

To enact R.S. 22:228.8 and R.S. 42:802(C), relative to health insurance; to authorize the Office of Group Benefits and political subdivisions of the state to establish health savings accounts and other similar accounts as authorized by federal law; to authorize political subdivisions of the state to contribute

funds toward such accounts; to provide relative to the uses of such accounts; and to provide for related matters.

HOUSE BILL NO. 1660—

BY REPRESENTATIVES BROOME, JACKSON, AND DANIEL
AN ACT

To amend and reenact the heading of Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:9038.1(3), relative to cooperative economic development and tax increment financing; to change population restrictions in the definition of a local governmental subdivision to which certain provisions are applicable; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 161—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 13:2588, relative to justices of the peace; to authorize justices of the peace to charge a fee for performing marriage ceremonies; to establish a maximum fee which justices of the peace may charge for performing marriage ceremonies; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 208—

BY REPRESENTATIVE GALLOT
AN ACT

To enact R.S. 33:1704.5, relative to the City Court of Ruston; to increase the fees that the office of marshal is entitled to charge for services provided in civil matters; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 950—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 38:2862, 2866, 2868, 2869(3), (4), and (10)(introductory paragraph) and (d) and (g), and 2870 and to repeal R.S. 38:2869(10)(e), relative to the Claiborne Parish Watershed District; to provide relative to the purposes of the district; to provide relative to the board of commissioners of the district; to provide relative to qualifications, term limits, and removal of board members; to provide relative to the powers of the board; to provide relative to rules and regulations promulgated by the board and the enforcement thereof; to provide relative to civil service status of employees; to provide for violations and penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1193—

BY REPRESENTATIVE K. CARTER
AN ACT

To enact Chapter 15 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:3001 through 3004, relative to wages; to create the Equal Pay Commission; to provide for its membership; to provide for meetings; to provide for findings and recommendations; to provide for the termination of the commission; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1413—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 16:51(A)(1), (2), (4), (7), (16), (17), (19), (22), (23), (24), (26), (32), (36), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for effectiveness; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1610—

BY REPRESENTATIVES MORRISH AND WALSWORTH
AN ACT

To enact R.S. 22:228.8 and R.S. 42:802(C), relative to health insurance; to authorize the Office of Group Benefits and political subdivisions of the state to establish health savings accounts and other similar accounts as authorized by federal law; to authorize political subdivisions of the state to contribute funds toward such accounts; to provide relative to the uses of such accounts; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1660—

BY REPRESENTATIVES BROOME, JACKSON, AND DANIEL
AN ACT

To amend and reenact the heading of Part II of Chapter 27 of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:9038.1(3), relative to cooperative economic development and tax increment financing; to change population restrictions in the definition of a local governmental subdivision to which certain provisions are applicable; and to provide for related matters.

The bill was read by title; lies over under the rules.

**House Bills and Joint Resolutions
to be Referred to the Legislative Bureau**

The following House Bills and Joint Resolutions were read and referred to the Legislative Bureau.

HOUSE BILL NO. 1039—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:52(2)(g) and to enact Chapter 5-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:560.1 through 560.3, relative to Louisiana agricultural development; to provide for definitions; to prohibit limitations on agricultural and aquacultural markets; to provide

relative to the Riverboat Gaming Commission; and to provide for related matters.

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Smith to Engrossed House Bill No. 1039 by Representative Montgomery (Duplicate of Senate Bill No. 348)

AMENDMENT NO. 1

On page 1, line 2, change "5-A" to "3-C"

AMENDMENT NO. 2

On page 1, line 3, change "3:560.1 through 560.3;" to "3:284 through 286;"

AMENDMENT NO. 3

On page 1, line 8, change "5-A" to "3-C"

AMENDMENT NO. 4

On page 1, line 9, change "3:560.1 through 560.3;" to "3:284 through 286,"

AMENDMENT NO. 5

On page 1, line 10, change "5-A" to "3-C"

AMENDMENT NO. 6

On page 1, line 11, change "560.1." to "284."

AMENDMENT NO. 7

On page 1, line 14, delete "Louisiana's"

AMENDMENT NO. 8

On page 1, line 15, change "the agriculture and aquaculture" to "these"

AMENDMENT NO. 9

On page 1, line 19, change "560.2." to "285."

AMENDMENT NO. 10

On page 2, line 4, change "poultry products." to "poultry and poultry products."

AMENDMENT NO. 11

On page 2, line 8, after "means a" delete the remainder of the line and insert "legal entity"

AMENDMENT NO. 12

On page 2, line 9, delete "or limited liability corporation"

AMENDMENT NO. 13

On page 2, line 16, delete "or aquacultural"

AMENDMENT NO. 14

On page 2, line 18, change "location" to "entity"

AMENDMENT NO. 15

On page 2, line 23, change "560.3." to "286."

AMENDMENT NO. 16

On page 2, line 24, change "of Louisiana shall" to "may"

AMENDMENT NO. 17

On page 2, lines 25 and 26, delete "or aquacultural"

AMENDMENT NO. 18

On page 2, lines 26 and 27, delete "R.S. 27:52(2)(g)." and insert in lieu thereof the following: "Title 27 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 19

On page 2, line 28, change "Section" to "Chapter"

AMENDMENT NO. 20

On page 3, line 8, change "3:560.2." to "3:285."

AMENDMENT NO. 21

On page 3, line 9, between "riverboat" and "come" insert a comma ", "

On motion of Senator Smith, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the amended bill, which is a duplicate of Senate Bill No. 348, was read by title and referred to the Legislative Bureau.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVES WINSTON, BAUDOIN, BOWLER, BROOME, BRUCE, CARTER, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, HUTTER, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, AND WALKER AND SENATORS BAJOE, CHEEK, DUPLESSIS, IRONS, JACKSON, AND MOUNT

A CONCURRENT RESOLUTION

To commend Sue Donohoe, a native of Pineville and vice president for Division I Women's Basketball at the National Collegiate Athletic Association (NCAA) national office.

HOUSE CONCURRENT RESOLUTION NO. 200—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To recognize Wednesday, May 19, 2004, as Tourism Awareness Day.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVES WINSTON, BAUDOIN, BOWLER, BROOME, BRUCE, CARTER, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, HUTTER, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, AND WALKER AND SENATORS BAJOIE, CHEEK, DUPLESSIS, IRONS, JACKSON, AND MOUNT

A CONCURRENT RESOLUTION

To commend Sue Donohoe, a native of Pineville and vice president for Division I Women's Basketball at the National Collegiate Athletic Association (NCAA) national office.

The resolution was read by title. Senator Hainkel moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fontenot	McPherson
Amedee	Gautreaux, B	Michot
Barham	Hainkel	Mount
Boasso	Holden	Nevers
Boissiere	Hollis	Romero
Cravins	Irons	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo
Dupre	Malone	
Total—29		

NAYS

Total—0

ABSENT

Bajoie	Fields	Lentini
Cain	Gautreaux, N	Schedler
Chaisson	Heitmeier	
Cheek	Jackson	
Total—10		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 200—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To recognize Wednesday, May 19, 2004, as Tourism Awareness Day.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux, B	Mount
Barham	Hainkel	Nevers
Boasso	Holden	Romero
Boissiere	Hollis	Smith
Chaisson	Irons	Theunissen
Cravins	Jones	Ullo
Dardenne	Kostelka	
Duplessis	Malone	
Total—31		

NAYS

Total—0

ABSENT

Cain	Gautreaux, N	Lentini
Cheek	Heitmeier	Schedler
Fields	Jackson	
Total—8		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 61—

BY REPRESENTATIVES SCALISE, CROWE, ALEXANDER BADON, BURNS, ERDEY, FAUCHEUX, FLAVIN, FRITH, GEYMAN, JOHNS, LABRUZZO, T. POWELL, SMILEY, JANE SMITH, JOHN SMITH, AND WALKER AND SENATORS CAIN, MICHOT, AND THEUNISSEN

A JOINT RESOLUTION

Proposing an amendment to the Constitution of Louisiana, to enact Article I, Section 27, relative to marriage; to provide for valid and recognized marriages; to provide for the legal incidents of marriage; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 185—

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 804(7), 832, 834, 835, 837, and 838 and to enact Children's Code Article 730(9), relative to juvenile delinquency proceedings; to provide for definitions; to provide relative to the appointment of members

of the sanity commission; to provide for requirements relative to the report of the sanity commission; to provide with respect to procedures after a determination has been made regarding mental incapacity to proceed; to provide for procedures to be used when such capacity is regained; to provide for the grounds of a family in need of services proceeding; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 310—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:3103, 3104, 3105, 3108(B)(2) and (3), and 3112(5), to enact R.S. 22:3102(4) and 3112(14) and (15), and to repeal R.S. 22:231(H) and 236(10), relative to the Louisiana Safety Net Health Insurance Program; to transfer administration and oversight of the program from the Louisiana Health Plan to the Department of Insurance; to provide with respect to eligibility, plan of operation, producer requirements, minimal benefit hospital and medical policy provisions, and definitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 441—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 42:284(B), relative to local finance; to provide relative to the requirement that certain parish officials and entities submit expenditure reports to the parish governing authority and clerk of court; to exempt parish sheriffs from certain requirements; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 448—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 22:230.6, relative to health insurance; to provide for continuity of health care services under limited circumstances; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 823—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 23:1034.2(F) as amended by Act 454 of the 1989 Regular Session, and to repeal R.S. 23:1034.2(F) as amended by Act 25 of the 1989 Regular Session relative to payment for workers' compensation medical benefits; to provide for medical benefits; to provide with respect to reimbursement schedule; to provide for consolidation; to provide for venue; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 907—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1034.2(C), relative to workers' compensation medical reimbursement schedule; to allow the director to collect charge information; to provide for guidelines; to provide for confidentiality; to provide for penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 948—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 33:1704.2(C), relative to the marshal of the city of Hammond; to authorize the marshal to use fees of office to defray operational expenses of his office; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 955—

BY REPRESENTATIVES DURAND, DARTEZ, FRITH, ROMERO, AND JACK SMITH AND SENATORS HINES AND ROMERO

AN ACT

To amend and reenact R.S. 40:2267.4 and to enact R.S. 40:2267, relative to the Acadiana Criminalistics Laboratory District; to create the district as a taxing district for the purposes of funding the criminalistics laboratory within the district; to provide for the governing body and boundaries of the district; to provide for the power to levy and collect taxes subject to approval of the voters of the district; to provide for additional powers of the Acadiana Criminalistics Laboratory Commission; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 972—

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E)(1) and to enact Code of Civil Procedure Article 4843(L), relative to the jurisdiction of certain city courts; to increase the jurisdictional amount in dispute for the City Court of Bunkie and the City Court of Marksville; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 1065—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 29:381, 385(A) and (C), and 386 and R.S. 36:781(B), relative to the Department of Veterans' Affairs; to provide for certain facilities for war veterans operated by the department; to change the name of such facilities; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1119—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 33:2551.1, relative to the municipal fire and police civil service; to provide with respect to promotional employment lists of certain municipal fire and police civil service boards; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1150—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact Paragraph 21(k) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2491.3, relative to the municipal fire and police civil service; to provide with respect to promotional employment lists of municipal fire and police civil service boards; to provide an exception to Article XIV, Section 15.1, Paragraph 21 of the Louisiana Constitution of 1921, made statutory by the provisions of Article X, Section 18 of the Louisiana Constitution of 1974; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1239—
BY REPRESENTATIVE DOWNS
AN ACT

To enact Subpart B-34 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.621.1, to create the Union Parish Railroad District; to provide relative to the purpose and boundaries of the district; to provide relative to the governance, powers, and duties of the district; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1325—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 39:1303(A), 1307(A), and 1311(A)(introductory paragraph), relative to budgetary procedures for political subdivisions; to provide for the applicability of certain requirements for public participation in the budgetary process; to provide for the applicability of certain requirements related to budgetary authority and control; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1414—
BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 38:1674.16(D)(2), relative to drainage districts in St. Tammany Parish; to authorize an increase in the additional maintenance and operation tax levied by the St. Tammany Parish Drainage District No. 4; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1432—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 39:1217.1, relative to public contracts for local depositing authorities; to delete certain exemptions for local depositing authorities located in a parish or municipality with a population of less than one hundred thousand; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1445—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 40:2616(A)(1), relative to forfeited property; to authorize the sale of forfeited property by a licensed auctioneer; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 1568—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 13:996.22.1, relative to judicial expense funds of district courts; to increase the amounts allocated to the funds from the disposition of certain criminal cases; to provide for applicability to judicial district courts with a territorial jurisdiction that is coterminous with any parish with a population of between thirty-nine thousand and forty thousand five hundred; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 1583—
BY REPRESENTATIVE GRAY
AN ACT

To enact R.S. 40:506(D), relative to termination of tenancy by local housing authorities; to prohibit a local housing authority from terminating the tenancy of a household or a resident or terminating any other assistance provided by the authority under certain circumstances; to provide relative to guests and invitees; to provide relative to definitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 1603—
BY REPRESENTATIVES MARCHAND AND MURRAY
AN ACT

To enact R.S. 40:1262, relative to smoking; to prohibit smoking in the Senator Nat G. Kiefer University of New Orleans Lakefront Arena; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 1605—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 18:441, 551(D), and 1461(A)(6), relative to political parties; to provide for recognition of certain political parties; to provide for procedures to object to recognition of certain political parties; to prohibit certain parties from being recognized; to provide relative to the application of provisions of law relative to state central committees and parish executive committees; to provide for certain party affiliations to appear on the ballot with candidates' names; to provide for penalties for deceiving or misinforming a voter relative to matters involving party affiliation; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1655—

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 42:267 and to repeal R.S. 14:316, relative to naming public buildings and certain other public property in honor of a living person; to remove criminal penalties for violation of the prohibition on naming such buildings or property in honor of a living person; to provide for the enforcement of the prohibition and of provisions requiring changing the name and removing evidence of the name; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

INSURANCE

Senator Cain, Chairman on behalf of the Committee on Insurance, submitted the following report:

May 19, 2004

To the President and Members of the Senate:

I am directed by your Committee on Insurance to submit the following report:

SENATE BILL NO. 73—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 22:250.43(C), relative to health insurance coverage; to provide with respect to the dental patient's option to choose services regardless of insurance coverage under specific circumstances; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 14—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To express that the intent of the Louisiana Legislature in enacting Act No. 351 of the 2003 Regular Session, relative to creating a flexible rating process for property and casualty insurance rates, was to restrict any one insurance company to cumulatively increasing such rates by not more than ten percent in any twelve-month period following January 1, 2004, using such flexible rating process.

Reported favorably.

HOUSE BILL NO. 344—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:215(A)(3)(introductory paragraph) and (g), 244, 245(A), and 246(introductory paragraph), (1), (4), (5), (6), and (7) and to enact R.S. 22:215(A)(3)(h), 246(10) and (11), and 246.1, relative to health insurance; to provide with respect to pilot health insurance programs established by the Department of Insurance, including LaChoice; to provide for criteria for such pilot programs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 986—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(b) and (c), 250.11(E), and 250.15(A) and to enact R.S. 22:250.4(F), relative to standards for health benefits for mothers and newborns; to provide with respect to coverage of a newborn child; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1211—

BY REPRESENTATIVE SHEPHERD

AN ACT

To amend and reenact R.S. 22:215.14(A) and to enact R.S. 22:215.14(E), relative to health insurance; to provide that coverage of childhood immunizations shall not be subject to any deductible; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1439—

BY REPRESENTATIVES DOWNS AND SALTER

AN ACT

To amend and reenact R.S. 22:1194.2(A), relative to the Louisiana Consortium of Insurance and Financial Services; to provide for appointment of board members; to provide for legislative appointments; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JAMES DAVID CAIN
Chairman

REPORT OF COMMITTEE ON

**COMMERCE, CONSUMER PROTECTION AND
INTERNATIONAL AFFAIRS**

Senator Hollis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

May 19, 2004

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

**SENATE CONCURRENT RESOLUTION NO. 44—
BY SENATOR DUPLESSIS****A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to authorize state and national banks to participate in lotteries and related activities for charitable purposes.

Reported favorably.

**SENATE BILL NO. 774—
BY SENATOR HOLLIS****AN ACT**

To amend and reenact R.S. 34:29, relative to the Port of New Orleans; to increase the total bonded indebtedness of the Board of Commissioners of the Port of New Orleans; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 819—
BY SENATOR MARIONNEAUX****AN ACT**

To enact R.S. 51:922.1, relative to the department of economic development; to require any person, firm, or corporation receiving direct equity investment from the state to post a bond or other security; to allow the department to promulgate rules and regulations; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 845—
BY SENATOR FONTENOT****AN ACT**

To amend and reenact R.S. 51:2453(4), relative to the Louisiana Quality Jobs Programs Act; to expand the definition of "new direct job" to include an employer's contractors; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 858—
BY SENATORS KOSTELKA AND MICHOT AND REPRESENTATIVE
WALSWORTH****AN ACT**

To enact R.S. 51:2453(1)(a)(i)(dd), relative to the Louisiana Quality Jobs Program; to provide for participation in the program for certain small Vision 2020 cluster businesses; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 189—

BY REPRESENTATIVES WINSTON, KATZ, LABRUZZO, WADDELL
AND BRUCE AND SENATOR BAJOE

AN ACT

To enact R.S. 45:844.12(4)(i) and (j), relative to telephone solicitation; to exempt calls from optometrists, dentists, and chiropractic physicians to their patients from definition of solicitation; to exempt calls from veterinarians to their clients from definition of solicitation; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 447—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:969.18(A), relative to documentation fees authorized under the Motor Vehicle Sales Finance Act; to clarify the types of persons who can properly charge documentation fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 552—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:778(B) and 1254(N)(1)(d), relative to warranty and repair services on school buses; to provide that school bus warranty and repair services may be performed by certain heavy truck dealers; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 553—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1252(10) and 1254(N)(1)(a) and to enact R.S. 32:1254.1(D), relative to motor vehicles; to revise the definition of "franchise"; to provide for the effect of enactments and rules on licensees; to provide relative to warranty and sales incentive audits; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1253—

BY REPRESENTATIVES PINAC, CROWE, DOERGE, FLAVIN,
FRITH, JACKSON, MARCHAND, H. POWELL, RITCHIE,
SHEPHERD, GARY SMITH, STRAIN, TRAHAN, WADDELL, WHITE,
AND WINSTON

AN ACT

To enact R.S. 32:1254(N)(3)(k), relative to motor vehicle dealer disclosure; to provide relative to dealer participation in finance charges; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1557—

BY REPRESENTATIVE MARCHAND

AN ACT

To enact R.S. 51:1423, relative to unfair or deceptive acts or practices; to provide for boilers at commercial laundromats; to provide for minimum water temperature for hot water in washing machines at commercial laundromats; to provide for

enforcement; to provide for rules and regulations; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
KEN HOLLIS
Chairman

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 221— BY SENATOR CRAVINS

AN ACT

To enact Code of Criminal Procedure Art.905.5.2, relative to imposition of the death penalty; to prohibit imposition of the death penalty for a juvenile offender convicted of a capital offense when the offense for which he was convicted occurred prior to his eighteenth birthday; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 221 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 5, change "eighteenth" to "seventeenth"

AMENDMENT NO. 2

On page 1, line 12, change "eighteen" to "seventeen"

On motion of Senator Marionneaux, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 225—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact Civil Code Art. 2315.2(A) and to enact Civil Code Art. 2315(C), relative to wrongful death actions; to provide for recoverable damages in such actions; to extend the same rights of recovery of the spouse and children of the deceased to minor children living in the household; to add certain recoverable damages for a surviving spouse in such actions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 225 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 16, after "spouse" and before the period "." insert "as a result of the injury or the death of the injured person"

AMENDMENT NO. 2

On page 2, line 5, after "sisters" insert "of the deceased"

On motion of Senator Lentini, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 339—

BY SENATOR HAINKEL

AN ACT

To amend and reenact Civil Code Arts. 571 and 573; relative to usufructs; to provide relative to the form of security on property subject to the usufruct; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 339 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 2, after "573" change the semicolon ";" to "and to repeal Code of Civil Procedure Art. 3154.1,"

AMENDMENT NO. 2

On page 1, line 3, after the word and semi colon "usufruct;" insert "to prohibit dispensing with security for certain testamentary usufructs;"

AMENDMENT NO. 3

On page 1, delete lines 16 and 17 and insert in lieu thereof:

"Security may be dispensed with by the grantor of the usufruct or by operation of law when a person has a legal usufruct under Civil Code Article 223 or 3252.

Security is dispensed with by operation of law when a surviving spouse has a legal usufruct under Civil Code Article 890, unless the naked owner is not a child of the usufructuary or unless the naked owner, although a child of the usufructuary, is a forced heir of the decedent. In the latter case, the naked owner may obtain security only to the extent of his legitimate.

Security is dispensed with by operation of law when a parent has a legal usufruct under Civil Code Article 891, unless the naked owner is not a child of the usufructuary.

Security is dispensed with by operation of law when a surviving spouse has a legal usufruct under Civil Code Article 2434, unless the naked owner is a child of the decedent but not a child of the usufructuary. Legal usufructuaries, and sellers or donors Aseller or donor of property under reservation of usufruct are is not required to give security,

Section 2. Code of Civil Procedure Article 3154.1 is hereby repealed in its entirety.

Section 3. The Louisiana State Law Institute is hereby directed to prepare comments regarding the provisions of this Act."

AMENDMENT NO. 4

On page 2, delete lines 1 and 2

On motion of Senator Lentini, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 364—
BY SENATOR ROMERO

AN ACT

To enact R.S. 16:2(F), relative to the district attorney for the Sixteenth Judicial District; to provide for contributions from the parish school boards and governing authorities in the parishes of Iberia, St. Mary and St. Martin to defray costs of representation; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 364 by Senator Romero

AMENDMENT NO. 1

On page 1, line 13, between "may" and "contribute" insert "each"

On motion of Senator Chaisson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 420—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact Code of Civil Procedure Art. 1920, relative to court costs; to require the non-prevailing party to pay all costs if the suit is or the defense to the suit is frivolous; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 420 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 10, after the word and period "cause." delete the remainder of the line and insert "**Upon written motion, if the court determines after contradictory hearing that the suit or**"

On motion of Senator Lentini, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 544—
BY SENATORS HOLDEN AND JACKSON

AN ACT

To amend and reenact Code of Criminal Procedure Art. 905.5.1(C) and the introductory paragraph of Code of Criminal Procedure Art. 905.5.1(H)(2), and to repeal Code of Criminal Procedure Art. 905.5.1(E) and (G), relative to sentencing in capital cases; to provide relative to mental retardation; to provide that certain psychologists be included in the determination of the defendants' mental capacity; to provide that a defendant who claims to be

mentally retarded does not waive certain rights; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 544 by Senator Holden

AMENDMENT NO. 1

On page 1, at the end of line 3, after "Art. 905.5.1(H)(2)" delete "and to repeal Code of"

AMENDMENT NO. 2

On page 1, line 4, delete "Criminal Procedure Art. 905.5.1(E) and (G)"

AMENDMENT NO. 3

On page 1, delete line 15, in its entirety and insert the following:

"C.(1) Any defendant in a capital case making a claim of mental retardation shall prove the allegation by a preponderance of the evidence. The jury shall try the issue of mental retardation of a capital defendant during the capital sentencing hearing unless the state and the defendant agree that the issue is to be tried by the judge. If the state and the defendant agree, the issue of mental retardation of a capital defendant may be tried prior to trial by the judge alone."

AMENDMENT NO. 4

On page 2, line 2, after "Psychologists" and before the period "," insert the following: "and a psychiatrist qualified and experienced in the field of forensic evaluations as provided for in Code of Criminal Procedure Art. 644"

AMENDMENT NO. 5

On page 2, at the beginning of line 10, change "two" to "three"

AMENDMENT NO. 6

On page 2, line 11, after "psychological" insert "and psychiatric"

AMENDMENT NO. 7

On page 2, line 18, after "conditions" insert "does not necessarily constitute, but"

AMENDMENT NO. 8

On page 2, delete lines 21 and 22 in their entirety

On motion of Senator Chaisson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 657—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 13:1384, relative to criminal district courts; to provide for funding of certain positions or office; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 657 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 3, after "office" insert "and functions"

AMENDMENT NO. 2

On page 1, line 7, after "positions" insert "**and functions**"

AMENDMENT NO. 3

On page 1, delete lines 11 and 12 and insert the following "and assistants, thirteen law clerks, and four secretaries **and shall provide for the conduct of the jury commission and sanity hearings, the cost of all of which shall be appropriated in the appropriation bill which provides for judicial expenses and shall be allocated by the Judicial Budgetary Control Council to such court.**"

On motion of Senator Marionneaux, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 680—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 13:5102(B), relative to suits against the state; to provide for definitions; to limit liability for corporations or contractors which manage agencies or authorities of the state; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 680 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 3, after "for" change "corporations or contractors" to "entities" and at the end of the line change "agencies" to "certain"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, change "or authorities of the state" to "public transit authorities; to provide relative to the employees of such entities"

AMENDMENT NO. 3

On page 1, delete lines 14 and 15 and insert in lieu thereof "**(2) Any private entity, including its employees, which on the behalf of a public transit authority created by law provides**"

AMENDMENT NO. 4

On page 1, at the beginning of line 16, delete "**13:5102(B)(1) to provide all**"

AMENDMENT NO. 5

On page 1, line 17, after "**such**" change "**corporation or contractor**" to "**entity**"

On motion of Senator Lentini, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 781—

BY SENATOR LENTINI

AN ACT

To enact R.S. 15:567.1, relative to capital cases; to provide with respect to mental incapacity to proceed to execution; to provide for procedures authorizing a defendant to raise the issue of mental incapacity to proceed to execution; to provide for the filing of a petition and to provide for the contents of that petition; to provide with respect to the burden of proof and the introduction of evidence; to provide for the submission of certain records, data, reports, and other information; to provide for a waiver of confidentiality and privilege with respect to information submitted; to provide for an independent psychological or psychiatric examination; to provide for the dismissal of the petition in certain circumstances; to provide with respect to treatment of a defendant found to be incompetent to proceed to execution; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 781 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 15, after "Mental" change "incapacity" to "incompetence"

AMENDMENT NO. 2

On page 1, delete line 17 in its entirety

AMENDMENT NO. 3

On page 2, delete lines 1 through 29 in their entirety and insert the following:

"A. A person who is not competent to proceed to execution may not be executed.

B. A person is not competent to proceed to execution when, as a result of a diagnosable mental disease or defect, a defendant presently lacks the competence to understand that he is to be executed, that execution is imminent, and the reason he is to suffer that penalty.

C. Any person sentenced to death may raise his or her mental incompetence to proceed to execution by filing in the sentencing court a petition verified by his affidavit, or, if represented, by that of his counsel. A person acting as petitioners next friend, or the secretary of the Department of Public Safety and Corrections may also file said petition. The petition shall contain all of the following:

(1) The name of the person in custody.

(2) The name of the custodian.

(3) The docket number in which he was convicted and the date upon which he was sentenced.

(4) A statement that clearly sets forth the alleged facts in support of the assertion that the defendant is incompetent.

(5) Any affidavits, records, or other evidence supporting the above statement or a statement why such is not available.

(6) Identification of any previous proceedings in which defendant challenged his or her competency.

D. If, based, upon the petition, the court has reasonable grounds to doubt the defendant's mental competence to proceed to execution, it shall order a competency examination of the defendant. Prior to ordering any such competency examination, the court shall appoint counsel to represent the defendant if he is not already represented.

E. Within seven days after a competency examination is ordered, the court shall appoint a competency commission to examine and report upon the mental condition of the defendant. The competency commission shall consist of at least two and not more than three members who are licensed to practice medicine in Louisiana, who have been in the actual practice of medicine for not less than three consecutive years immediately preceding the appointment, and who are qualified by training or experience in forensic evaluations. The court may appoint, in lieu of one physician, a clinical psychologist who is licensed to practice psychology in Louisiana, who has been engaged in the practice of clinical or counseling psychology for not less than three consecutive years immediately preceding the appointment, and who is qualified by training or experience in forensic evaluations. Every competency commission shall have at least one psychiatrist as a member of the commission, unless one is not reasonably available, in which case, the commission shall have at least one clinical psychologist as a member of the commission. No more than one member of the competency commission shall be the coroner or any of his deputies.

F. The members of the competency commission appointed to make the examination shall have free access to the defendant at all reasonable times. This examination shall be conducted only when the petitioner is not under the influence of any psychotropic medication. No statement made by the petitioner in the course of any evaluation by any expert provided for by this Section, whether or not the petitioner consents to the evaluation, shall be admitted into evidence against the petitioner in any criminal proceeding. The court shall subpoena witnesses to attend the examination at the request of the district attorney, the defendant, the commission, or any member of the commission.

G. The report of the competency commission members shall address their specific findings with regard to the mental disease or defect presently afflicting the defendant, and its impact on his ability to understand that he is to be executed, that execution is imminent, and the reason he is to suffer that penalty.

H. The court order for a competency examination shall not deprive the defendant or the district attorney of the right to an independent mental examination by a physician or mental health expert of his choice, and such physician or mental health expert shall be permitted to have reasonable access to the defendant for the purposes of the examination.

I. Once the issue of mental incompetence to proceed to execution is raised by the defendant, and upon written motion of the district attorney, the defendant shall provide the state, and any members of the competency commission, within time limits set by the court, any and all medical, correctional, educational, and military records, raw data, tests, test scores, notes, behavioral observations, reports, evaluations, and any other information of any kind reviewed by any defense expert in forming the basis of his or her opinion.

J. If the state exercises its option to an independent examination pursuant to Subsection H of this Section, and upon written motion of the defendant, the state shall provide the defendant, and any members of the competency commission, within time limits set by the court, any and all medical, correctional, educational, and military

records, raw data, tests, test scores, notes, behavioral observations, reports, evaluations, and any other information of any kind reviewed by any state expert in forming the basis of his or her opinion.

K. By filing a petition under this Section, the defendant waives all claims of confidentiality and evidentiary privilege to, and is deemed to have consented to the release of any and all medical, correctional, educational, and military records, raw data, tests, test scores, reports, evaluations, and other records relevant or necessary to an examination or determination of his mental condition.

L. The issue of the defendant's mental incompetence to proceed to execution shall be determined by the court in a contradictory hearing. The report of the competency commission is admissible in evidence at the hearing, and members of the competency commission may be called as witnesses by the court, the defense counsel, or the district attorney. Regardless of who calls them as witnesses, the members of the commission are subject to cross-examination by the defense counsel, by the district attorney, and by the court. Other evidence pertaining to the defendant's mental incompetence to proceed to execution may be introduced at the hearing by the defense counsel and by the district attorney. The introduction of evidence at any hearing held pursuant to this Section shall be governed by Code of Evidence Article 1101(B).

M. After considering the evidence, the district court shall determine that the petitioner is not competent to proceed to execution if it determines, by a preponderance of the evidence, that the petitioner, as a result of a diagnosable mental disease or defect, presently lacks the competence to understand that he is to be executed, that execution is imminent, and the reason he is to suffer that penalty.

N. If a defendant is found competent to proceed to execution, the trial court shall immediately issue a death warrant pursuant to R.S. 15:567. If a defendant is found incompetent to proceed to execution, he shall be incarcerated in accordance with R.S. 15:568.

O. Any subsequent petition filed by a defendant pursuant to this Section following a previous finding of competence to proceed to execution shall comply with the requirement of Subsection C of this Section, and further shall allege specific facts which, if proven by a preponderance of the evidence, show a material change in the defendant's competence to proceed to execution.

P. State's experts may examine a defendant found incompetent to proceed to execution not more than once every ninety days following such a ruling without further orders of the court and upon written notice to the defendant, or his counsel if the defendant is represented. At any time following a finding of incompetence to proceed to execution, the state may provoke a hearing to determine the defendant's competence to proceed to execution by filing a motion with the sentencing court alleging a material change in circumstances.

Q. Any party against whom a decision is rendered pursuant to this Section may make an appropriate application for a writ of certiorari or review directly to the Louisiana Supreme Court."

AMENDMENT NO. 4

On page 3, delete lines 1 through 29 in their entirety

AMENDMENT NO. 5

On page 4, delete lines 1 through 29 in their entirety

AMENDMENT NO. 6

On page 5, delete lines 1 through 17 in their entirety

On motion of Senator Chaisson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 782—
BY SENATOR LENTINI

AN ACT

To enact R.S. 37:1285(A)(32) and Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.8, relative to human cloning; to prohibit human cloning; to provide for definitions; to provide for penalties; to provide for the promotion of adult stem cell research; and to provide for related matters.

Reported by substitute by the Committee on Judiciary A. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. (Substitute for Senate Bill No. 782 by
BY SENATOR LENTINI **Senator Lentini)**

AN ACT

To enact Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.7, and R.S. 37:1285(A)(32), all relative to human cloning; to provide for definitions; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for penalties; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.7 is hereby enacted to read as follows:

PART XIX. HUMAN CLONING

Part XIX is all proposed new law.

§1299.36. Title

R.S. 40:1299.36 is all proposed new law.

This Act may be known and cited as the "Human Cloning Ban and Adult Stem Cell Research Promotion Act."

§1299.36.1. Definitions

R.S. 40:1299.36.1 is all proposed new law.

As used in this Part, the following words have the following meanings:

- (1) "Asexual production" means human reproduction not initiated by the union of oocyte and sperm.
- (2) "Human cloning" means human asexual production, by somatic cell nuclear transfer, to produce a living embryo with a human or predominantly human genetic constitution.
- (3) "Oocyte" means the human female germ cell (the ovum). Somatic cell means a diploid cell (having a complete set of chromosomes) obtained or derived from a living or deceased human being at any stage of development.
- (4) "Somatic cell nuclear transfer" means introducing the nuclear material of a human somatic cell (donor) into an oocyte (ovum) whose own nucleus has been removed or inactivated, yielding a product that has a human genetic constitution virtually identical to the donor of the somatic cell.
- (5) "Embryo" means an organism of the species homo sapiens from the single cell stage to eight weeks development.
- (6) "Fetus" means an organism of the species homo sapiens from eight weeks development until complete expulsion or extraction from a woman's body, or removal from an artificial womb or other similar environment designed to nurture the development of such organism.

§1299.36.2. Cloning of human beings; purchase or sale of ovum, zygote, embryo or fetus for the purpose of cloning human beings, prohibited

R.S. 40:1299.36.2 is all proposed new law.

A. It shall be unlawful for any person or entity, public or private, to intentionally or knowingly do any of the following:

- (1) Perform or attempt to perform human cloning.
- (2) Participate in an attempt to perform human cloning.
- (3) Transfer, ship, or receive for any purpose a human embryo produced by human cloning, or any product derived from such human embryo.

(4) Import for any purpose a human embryo produced by human cloning, or any product derived from such human embryo.

B. No person shall purchase or sell an ovum, zygote, embryo, or fetus with the intent to perform or attempt to perform human cloning.

C. Whoever violates this Section shall be fined not more than ten million dollars or imprisoned, with or without hard labor, for not more than ten years, or both.

§1299.36.3. Adult stem cell research, in vitro fertilization, and other cell-based therapies not prohibited

R.S. 40:1299.36.3 is all proposed new law.

Nothing in this statute shall restrict areas of scientific research not specifically prohibited by this statute, including in vitro fertilization, the administration of fertility enhancing drugs, research in the use of nuclear transfer or other cloning techniques to produce molecules, DNA, tissues, organs, plants, or animals other than humans, or cells other than human embryos.

§1299.36.4. Administrative penalties

R.S. 40:1299.36.4 is all proposed new law.

A. For a violation of R. S. 40:1299.36.2, the secretary of the Department of Health and Hospitals may, in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950, et seq., order the levy of an administrative penalty as follows:

(1) If the violator is a legal entity other than an individual, including but not limited to a corporation, firm, clinic, hospital, laboratory, or research facility, a penalty of not more than ten million dollars or the application amount under Subsection B of this Section, whichever is greater.

(2) If the violator is an individual, a penalty of not more than five million dollars or the applicable amount under Subsection B of this Section, whichever is greater.

B. If any person derives pecuniary gain from a violation of R.S. 40:1299.36.2, the person shall be assessed a civil penalty of not more than an amount equal to the amount of gross gain multiplied by two.

§1299.36.5. Violation constitutes unprofessional conduct; employment restrictions

R.S. 40:1299.36.5 is all proposed new law.

A. A violation of this Part, relating to human cloning, constitutes unprofessional conduct and shall result in the permanent revocation of each license and permit issued pursuant to R.S. 37:1261, et seq.

B. A violation of this Part shall provide, in addition to Subsection (A) of this Section, the basis for disciplinary action deemed appropriate by the Louisiana State Board of Medical Examiners pursuant to R.S. 37:1261, et seq.

C. Notwithstanding any provision of law to the contrary, a violation of this Part shall be the basis for denying an application for, or an application for the renewal of any license, permit, or certificate required by this state, or the granting of a conditional license, permit, or certificate required by this state, or any department, office,

agency, or board of the state in order to practice or engage in a trade, occupation, or profession.

§1299.36.6. Use of state funds prohibited

R.S. 40:1299.36.6 is all proposed new law.

A. Notwithstanding any other provision of law to the contrary, state funds shall not be used to perform or attempt to perform human cloning.

B. Subsection (A) of this Section does not prohibit the use of state funds for scientific research or cell-based therapies not specifically prohibited by this Part as designated in R.S. 40:1299.36.3.

C. A person who violates this Section shall be subject to a fine of ten million dollars.

§1299.36.7. Use of health facility or agency for human cloning prohibited; penalties

R.S. 40:1299.36.7 is all proposed new law.

A. A health facility or agency shall not allow any individual to perform or attempt to perform human cloning in a facility owned or operated by the health facility or agency.

B. Nothing in this Section shall prohibit a health facility or agency from allowing an individual from engaging in scientific research or a cell-based therapy not specifically prohibited by this Part as designated in R.S. 40:1299.36.3.

C. A health facility or agency that violates this Section shall be subject to administrative penalties provided by law for that facility or agency and to a fine of ten million dollars and loss of each license granted by law to the facility or agency.

Section 2. R.S. 37:1285(A)(32) is hereby enacted to read as follows:

§1285. Causes for nonissuance; suspension; revocation; or the imposition of restrictions; fines, reinstatement; publication of action; stays

A. The board may refuse to issue, or may suspend or revoke any license or permit, or impose probationary or other restrictions on any license or permit issued under this Part for the following causes:

* * *

(32) A violation of Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1299.36 through 1299.36.7.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

On motion of Senator Lentini, the committee substitute bill was adopted and becomes Senate Bill No. 873 by Senator Lentini, substitute for Senate Bill No. 782 by Senator Lentini.

SENATE BILL NO. 873 (Substitute for Senate Bill No. 782 by Senator Lentini)—

BY SENATOR LENTINI

AN ACT

To enact Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.7, and R.S. 37:1285(A)(32), all relative to human cloning; to provide for definitions; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 804—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 33:2345(E), relative to training of municipal police chiefs; to provide an exception for a police chief who has served as a law enforcement officer in the state for at least thirty years; and to provide for related matters.

Reported unfavorably by the Committee on Judiciary B. On motion of Senator Adley, the bill was read by title and withdrawn from the files of the Senate.

SENATE BILL NO. 859—

BY SENATOR ROMERO

AN ACT

To enact R.S. 27:403, relative to the Louisiana Gaming Control Law; to provide with respect to the status of licenses issued in good faith reliance on a survey which was wrong; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. On motion of Senator Marionneaux, the bill was read by title, ordered engrossed, and passed to a third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committees

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 17—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:292, relative to the use of surnames by married persons; to provide for the use of a deceased spouse's surname; to provide for the use of a present spouse's surname; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 19—

BY REPRESENTATIVE SHEPHERD

AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(3), relative to criminal verdicts; to add the crime of negligent homicide as a responsive verdict to the crime of second degree murder; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 97—

BY REPRESENTATIVE SALTER
AN ACT

To enact Children's Code Article 815(E), relative to preadjudication custody of children; to provide with respect to the costs of such custody; to provide for the responsibility of bearing such costs; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 119—

BY REPRESENTATIVES TOOMY, ANSARDI, BOWLER, DAMICO, LANCASTER, MARTINY, SHEPHERD, AND WOOTON AND SENATORS BOISSIERE, LENTINI, AND ULLO
AN ACT

To amend and reenact R.S. 13:1444(7) and to enact R.S. 13:1444(8), relative to the civil jurisdiction of parish courts; to limit jurisdiction over suits filed under the Governmental Claims Act; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 121—

BY REPRESENTATIVES TOOMY, ANSARDI, BOWLER, DAMICO, LANCASTER, MARTINY, SHEPHERD, AND WOOTON AND SENATORS BOISSIERE, LENTINI, AND ULLO
AN ACT

To amend and reenact R.S. 13:2561.2(A), 2561.4, 2562.2(A), and 2562.4, relative to parish courts; to limit the civil jurisdiction of the First and Second Parish Courts for Jefferson Parish; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 132—

BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 15:254.8, relative to compensation of off-duty law enforcement officers subpoenaed to testify in the mayor's court of Vinton; to require the clerk of the town of Vinton to pay witness fees when off-duty law enforcement officers are subpoenaed to testify; to provide for certification requirements; to provide for maximum allowable fees; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 155—

BY REPRESENTATIVES MARTINY, ANSARDI, DAMICO, LANCASTER, SCALISE, TOOMY, AND WOOTON AND SENATORS BOISSIERE, LENTINI, AND ULLO
AN ACT

To amend and reenact R.S. 15:705(A)(2), relative to food and clothing provisions for prisoners; to provide with respect to reimbursement from an inmate for certain expenses associated with incarceration; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 220—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315.18(B)(1)(introductory paragraph) and (C) and to repeal R.S. 9:315.18(D), relative to child support; to provide for eligibility to claim federal and state tax dependency deductions; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 247—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 14:67.2(A) and (C)(introductory paragraph) and to enact R.S. 14:67.2(B)(4), relative to theft; to provide with respect to theft of animals; to authorize courts to order restitution in certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 303—

BY REPRESENTATIVES R. CARTER AND MCVEA AND SENATOR NEVERS
AN ACT

To enact R.S. 30:2154(B)(2)(g), relative to solid waste; to provide for the authority of the secretary of the Department of Environmental Quality; to provide for the registration and permitting of certain solid waste facilities in St. Helena Parish; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Engrossed House Bill No. 303 by Representative Carter

AMENDMENT NO. 1

On page 1, at the end of line 20, after "site," insert the following:
"Notwithstanding any provision of this Subparagraph, if the parish of St. Helena sites and permits its own solid waste disposal facility, such parish shall receive and dispose of any and all residential, commercial, and industrial solid waste produced in the parish."

On motion of Senator Fontenot, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 404—BY REPRESENTATIVE BOWLER AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 9:315.8(E)(3)(a), relative to child support; to provide relative to joint custody; to provide for consideration of the continuing expenses of the domiciliary party; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 405—BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:5212 and R.S. 35:12(D) and 392.1, relative to ex officio notaries; to provide relative to the authority of ex officio notaries; to provide for the rejection of certain documents; to provide for actions exceeding the authority granted; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 428—BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 37:1285.3, relative to the Louisiana State Board of Medical Examiners; to require that security accompany any judicial review of a final decision of the board; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 473—BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 37:1285(G), (H), and (I), relative to the Louisiana State Board of Medical Examiners; to provide for strict limitations and conditions on staying or continuing an adjudication proceeding, decision, or order of the board prior to the issuance of a final decision; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 531—BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 9:315.11, relative to the calculation of child support; to provide for the determination of a party's income earning potential; to provide for the imputation of income; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 561—BY REPRESENTATIVES WALSWORTH, KATZ, AND THOMPSON
AN ACT

To enact R.S. 14:61, relative to unauthorized entry of a critical infrastructure; to define unauthorized entry of a critical infrastructure; to provide for penalties; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 574—BY REPRESENTATIVES MORRISH, BRUCE, AND ROMERO
AN ACT

To amend and reenact R.S. 15:572.4(D), relative to reprieve and pardon of offenders; to provide with respect to the time periods in which certain offenders may apply for a pardon or commutation of sentence; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 574 by Representative Morrish

AMENDMENT NO. 1

On page 1, line 18, change "ten" to "seven"

AMENDMENT NO. 2

On page 1, line 19, change "seven" to "five"

On motion of Senator Chaisson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 575—BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315(C)(3) and 315.5, relative to child support awards; to provide for the definition of ordinary expenses; to provide for the definition of extraordinary expenses; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 575 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 15, after "Expenses include" and before "reasonable" insert ", but are not limited to,"

AMENDMENT NO. 2

On page 1, line 17, change "uninsured" to "uninsured"

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of

the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 576—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact Civil Code Articles 571 and 573 and to repeal Code of Civil Procedure Article 3154.1, relative to usufructuaries; to provide for the giving of security; to provide for the type of security; to prohibit dispensing with security for certain testamentary usufructs; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 577—

BY REPRESENTATIVE JACKSON
AN ACT

To enact Code of Civil Procedure Article 224(11), relative to contempt of court; to provide for constructive contempt of court for making a false statement of a material fact for support enforcement services; to provide for contempt of court for failing to disclose a material fact for support enforcement services; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 640—

BY REPRESENTATIVES M. GUILLORY, MARTINY, RICHMOND,
BADON AND BROOME

AN ACT

To enact R.S. 14:106.3, relative to offenses affecting the general peace and order; to create the crime of unlawful exhibition of sexually explicit material in a motor vehicle; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 750—

BY REPRESENTATIVES DURAND AND MURRAY
AN ACT

To amend and reenact R.S. 40:41(B) and (C)(2) and 61(A)(4) and to enact R.S. 40:41(J), relative to vital statistics; to provide for judicial use of birth certificates; to provide for judicial use of death certificates; to clarify that an attorney may obtain birth or death certificates in a record only if he represents persons authorized to inspect or receive such certificates; to provide for the Department of Health and Hospitals to use vital statistic information; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 750 by Representative Durand

AMENDMENT NO. 1

On page 2, line 5, after "United States attorney," insert "attorney general"

AMENDMENT NO. 2

On page 2, line 7, after "United States attorney" insert "attorney general"

AMENDMENT NO. 3

On page 2, line 21, after "United States attorney" insert "attorney general"

AMENDMENT NO. 4

On page 2, line 23, after "United States attorney," insert "attorney general."

On motion of Senator Lentini, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 994—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:222.1, relative to the crime of unauthorized interception, interference with, or retransmission of services offered over a cable television system; to provide for definitions; to provide for penalties for violations; to provide relative to disposition of equipment; to provide for an effective date; to provide for elements of the crime; to provide for exceptions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 994 by Representative Martiny

AMENDMENT NO. 1

On page 3, delete lines 22 through 25 in their entirety

AMENDMENT NO. 2

On page 3, at the beginning of line 26, change "H." to "G."

AMENDMENT NO. 3

On page 4, delete lines 3 through 5 in their entirety and insert the following: "H. This Section shall not be construed to impose any criminal liability upon any state or local law enforcement agency, any state or local governmental agency, municipality, or any communications service provider, cable television company or multipoint distribution system, unless such entity knowingly and intentionally violates the provisions of this Section."

On motion of Senator Chaisson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1111—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 40:1049(E), relative to transactions involving proceeds from drug offenses; to provide that the term of imprisonment be served with or without hard labor; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1330—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To enact R.S. 33:1429.1, relative to law enforcement; to authorize certain sheriffs to engage in cooperative endeavors with other law enforcement agencies within the parish for law enforcement purposes, including providing funds to other law enforcement agencies in the parish; to provide limitations; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Reconsideration

On motion of Senator B. Gautreaux, pursuant to the previous notice given, the vote by which the following bill failed to pass on Tuesday, May 18, 2004 was reconsidered.

SENATE BILL NO. 253—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:103(B) and (C)(1), 104(A)(3) and (4), and 140(A); relative to nongame quadrupeds; to include bobcats in the open season for taking nongame quadrupeds; and to provide for related matters.

On motion of Senator B. Gautreaux, the bill was read by title and returned to the Calendar, subject to call.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Resolutions
to be Adopted**

The following Senate Resolutions to be adopted, were taken up and acted upon as follows:

SENATE RESOLUTION NO. 86—

BY SENATOR N. GAUTREAUX

A RESOLUTION

To commend Vermilion Catholic High School on winning the Class 1A State Football Championship.

On motion of Senator Michot, the resolution was read by title and adopted.

**Petitions, Memorials and
Communications**

The following petitions, memorials and communications were received and read:

STATE OF LOUISIANA

Senate Committee on Judiciary C

May 18, 2004

Senator Don Hines
President of State Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804

Dear President Hines:

Please be advised that I will excuse myself from voting on SB472 because the Attorney-Client relationship between me and the NOBRA Pilots may present the appearance of a conflict.

Sincerely,

ARTHUR J. "ART" LENTINI

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

SENATE BILL NO. 472—

BY SENATOR DARDENNE

AN ACT

To enact Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3611 through 3617, and to repeal Chapter 6 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:941 through 1127, and R.S. 42:1119(C)(3), relative to marine pilots; to create the Louisiana River Pilot Commission; to provide for laws regulating such occupation; and to provide for related matters.

On motion of Senator Dardenne, Senate Bill No. 472 was made Special Order of the Day No. 1 on Thursday, May 20, 2004 immediately following the Morning Hour.

**Senate Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE BILL NO. 842—
BY SENATOR ROMERO**AN ACT**

To enact Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3301 through 3313, inclusive, relative to the Acadiana Gulf of Mexico Access Channel; to provide relative to objects and purpose, powers, coordination and cooperation; to authorize certain expropriation powers of the department; to provide relative to duties of the Department of Transportation and Development; to provide relative to the Acadiana Gulf of Mexico Access Channel; to provide certain procedures, terms, and conditions; to authorize certain activities; and to provide for related matters.

The bill was read by title. Senator Romero moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Hainkel	Mount
Boasso	Heitmeier	Nevers
Boissiere	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Dupre	Malone	
Total—34		

NAYS

Total—0

ABSENT

Adley	Ellington	Lentini
Cain	Gautreaux, N	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator Romero moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

The following House Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 13—

BY REPRESENTATIVES MORRELL, HONEY, AND HUDSON

A CONCURRENT RESOLUTION

To urge and request the United States Congress to provide sufficient funding for full implementation of the "No Child Left Behind Act" of 2001.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Boissiere moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Heitmeier	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Nevers
Cravins	Irons	Romero
Dardenne	Jackson	Schedler
Duplessis	Jones	Smith
Dupre	Kostelka	Ullo
Total—33		

NAYS

Total—0

ABSENT

Boasso	Cheek	Hainkel
Cain	Gautreaux, N	Theunissen
Total—6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 20—

BY REPRESENTATIVES FANNIN, ALEXANDER, BADON, CROWE, DOWNS, FUTRELL, HONEY, HUDSON, T. POWELL, JANE SMITH, AND TRAHAN

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support an amendment to the proposed federal budget for Fiscal Year 2005 to fully fund the No Child Left Behind Act of 2001.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Heitmeier	Mount
Boissiere	Hollis	Nevers
Chaisson	Irons	Romero
Cravins	Jackson	Schedler
Dardenne	Jones	Smith

Duplessis	Kostelka	Ullo
Dupre	Lentini	
Total—32		

NAYS

Total—0

ABSENT

Boasso	Gautreaux, N	Theunissen
Cain	Hainkel	
Cheek	Holden	
Total—7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 23—
BY REPRESENTATIVES LAFLEUR AND TRAHAN
A CONCURRENT RESOLUTION

To memorialize congress to take appropriate action to expedite the approval process necessary for foreign teachers to teach in the state's French immersion program.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Heitmeier	Mount
Boissiere	Holden	Nevers
Chaisson	Irons	Romero
Cravins	Jackson	Schedler
Dardenne	Jones	Smith
Duplessis	Kostelka	Theunissen
Dupre	Lentini	Ullo

Total—33

NAYS

Total—0

ABSENT

Boasso	Cheek	Hainkel
Cain	Gautreaux, N	Hollis
Total—6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 24—
BY REPRESENTATIVES LAFLEUR AND TRAHAN
A CONCURRENT RESOLUTION

To continue the existence of the Louisiana Commission on French, created in 2001, to assess the condition of the French language in Louisiana.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Heitmeier	Mount
Boissiere	Holden	Nevers
Chaisson	Hollis	Romero
Cravins	Irons	Schedler
Dardenne	Jackson	Smith
Duplessis	Jones	Theunissen
Dupre	Lentini	Ullo
Total—33		

NAYS

Total—0

ABSENT

Boasso	Cheek	Hainkel
Cain	Gautreaux, N	Kostelka
Total—6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 53—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the chancellor of each community college under the management and supervision of the Board of Supervisors of Community and Technical Colleges to establish a rapid response team for his or her respective college in order to efficiently and effectively respond to the needs of business and industry by providing a highly skilled labor force.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Lentini	Ullo
Total—33		

NAYS

Total—0

ABSENT

Boissiere	Gautreaux, N	Jones
Cain	Hainkel	Kostelka
Total—6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 77—

BY REPRESENTATIVES GALLOT, ALEXANDER, BADON, CRANE, DOWNS, FANNIN, FUTRELL, HONEY, HUDSON, KENNEY, T. POWELL, M. POWELL, RITCHIE, JANE SMITH, AND TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study cost issues relative to the implementation of the No Child Left Behind Act of 2001, and to determine any potential costs associated with changing the state's school and district accountability system to comply with the act and, should the state not comply with the act, any potential loss of federal funding.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot

Boasso	Heitmeier	Mount
Boissiere	Holden	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Cravins	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Cain	Gautreaux, N	Hainkel
Total—3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 83— BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to further study issues relative to school entrance age requirements as specified in House Concurrent Resolution No. 196 of the 2003 Regular Session, including but not limited to the advantages and disadvantages of requiring that children be six years old prior to September thirtieth to enter the first grade and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than December 15, 2004.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Schedler moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Boissiere Hainkel
Cain Kostelka
Total—4

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 88—
BY REPRESENTATIVES JANE SMITH, BADON, CROWE, DOWNS,
FANNIN, FUTRELL, HONEY, HUDSON, M. POWELL, T. POWELL,
AND RITCHIE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise Louisiana's definition of "highly qualified" teacher that was developed and adopted by the board as required by the federal No Child Left Behind Act, to be similar to such definitions established in the states of Ohio and Arkansas and to submit a written report on the status of such revision to the House Committee on Education and the Senate Committee on Education by not later than June 1, 2004.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Malone moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Boissiere	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Dupre	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Cain Kostelka
Total—2

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 91—
BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To continue the existence of the Commission on Best Practices in School Discipline, created in 2003 to study and establish a compendium of best practices at the state, district, school, and classroom levels that may be utilized by every teacher, administrator, and superintendent in the state for improving discipline in the classroom.

Reported favorably by the Committee on Education.

The resolution was read by title. Senator Dardenne moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Jones
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Chaisson	Heitmeier	Romero
Cheek	Holden	Schedler
Cravins	Hollis	Smith
Dardenne	Irons	Theunissen
Duplessis	Jackson	Ullo
Total—36		

NAYS

Total—0

ABSENT

Cain Kostelka Marionneaux
Total—3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**House Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 752—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.1(12), relative to the Louisiana Citizens Property Insurance Corporations; to provide for farmowners' multiperil insurance; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Chaisson	Heitmeier	Nevers
Cheek	Holden	Romero
Cravins	Hollis	Schedler
Dardenne	Irons	Smith
Duplessis	Jackson	Theunissen
Dupre	Jones	Ullo
Total—36		

NAYS

Total—0

ABSENT

Amedee	Cain	Kostelka
Total—3		

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1051—

BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1386(A) and (B), relative to the Louisiana Insurance Guaranty Association; to provide for claims against insurers; to provide for asbestos claims; to provide for environmental pollutant claims; to provide for procedures; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Boissiere	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith

Cravins
Dardenne
Duplessis
Dupre
Total—37

Irons	Theunissen
Jackson	Ullo
Jones	
Lentini	

NAYS

Total—0

ABSENT

Cain	Kostelka
Total—2	

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1052—

BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1379(3)(f) and 1382(A)(3)(f) and (D), and to repeal R.S. 22:1382(A)(3)(f), relative to the Louisiana Insurance Guaranty Association; to provide for covered claims; to provide for net worth; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Boissiere	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Dupre	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Cain	Kostelka
Total—2	

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1072—

BY REPRESENTATIVES MURRAY AND DURAND
AN ACT

To amend and reenact R.S. 46:230.1(A) and (C), 231(14), 231.6(B), 231.7(A)(1)(introductory paragraph), (B)(2)(introductory paragraph) and (3), and (D)(1), and 231.8(B), relative to TANF; to provide for coordination between the Louisiana Workforce Commission and the Department of Social Services; to provide for collaboration in relation to the STEP program; and to provide for related matters.

Floor Amendments Sent Up

Senator Jackson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Reengrossed House Bill No. 1072 by Representative Murray

AMENDMENT NO. 1

On page 1, at the end of line 2, between "231.6 (B)" and the comma ",", insert "and (C)"

AMENDMENT NO. 2

On page 1, line 8 between "231.6 (B)" and the comma ",", insert "and (C)"

AMENDMENT NO. 3

On page 2, between lines 27 and 28, insert the following:

"C. The secretary of the department may promulgate rules and regulations providing exceptions to the time limitations of this Section ~~in cases of hardship to the extent funds are available~~. In promulgating rules and regulations, in accordance with the Administrative Procedure Act, the secretary shall address circumstances:

(1) Where the individual maintains compliance with the STEP Family Success Agreement pursuant to R.S. 46:231.7. ~~has been actively seeking employment by engaging in appropriate job seeking activities and required work activities as specified in the participant's Family Success Agreement, but is unable to find employment.~~

(2) Where factors relating to job availability may be unfavorable.

(3) Where an individual loses his job as a result of factors not related of his job performance.

~~(4) Where an extension of benefits for up to one year will enable an individual to complete employment-related education or training, including workplace literacy, and is required as part of a Family Success Agreement, when an individual has received an assessment that indicates such activities will likely result in long-term success in the workforce."~~

On motion of Senator Jackson, the amendments were adopted.

The bill was read by title. Senator Jackson moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1126—

BY REPRESENTATIVES MURRAY, BROOME, HAMMETT,
LANCASTER, AND SALTER
AN ACT

To amend and reenact R.S. 18:1501.1, relative to forty-eight hour requirements for reporting independent expenditures prior to an election; to require certain persons who make independent expenditures or accept contributions other than to or from a candidate or a political committee to report such contributions or expenditures to the supervisory committee; to provide for the time and manner of such reports; to provide for the amounts of the contributions or expenditures which require such reporting; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1167—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 51:1256(B)(2)(introductory paragraph), (3)(introductory paragraph), and (4), (E), and (G) and 1284(A)(introductory paragraph) and (B) and to repeal R.S. 51:1256(F), relative to the Louisiana Tourism Development Commission and the board of directors of the Louisiana Tourism Promotion District; to provide for appointment and time of service of members; to provide relative to officers; to provide relative to confirmation; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cheek	Holden	Romero
Cravins	Hollis	Schedler
Dardenne	Irons	Smith
Duplessis	Jackson	Theunissen
Dupre	Jones	Ullo
Total—36		

NAYS

Total—0

ABSENT

Cain	Chaisson	Kostelka
Total—3		

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1246—

BY REPRESENTATIVES LAFLEUR, CAZAYOUX, BALDONE, K. CARTER, DOWNS, ERDEY, FAUCHEUX, FLAVIN, GALLOT, HAMMETT, LANCASTER, PITRE, GARY SMITH, JACK SMITH, STRAIN, THOMPSON, TOWNSEND, AND WALSWORTH

AN ACT

To amend and reenact R.S. 42:1132(D), 1134(N), and 1157(A)(1) and (3) and to enact R.S. 24:55(G) and Part IV of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:71 through 78, relative to the regulation of lobbying; to provide for the regulation of lobbying in state government; to provide for the reporting of certain expenditures by principals and employers of lobbyists; to provide for lobbying of the executive branch; to provide for definitions; to provide for registration, reporting, and disclosure; to provide for administration and enforcement; to provide for penalties; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
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Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Boissiere	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Dupre	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Cain	Kostelka
Total—2	

The Chair declared the bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1397—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1257(B) and 1286(C)(3) and to repeal R.S. 51:1260, 1261, and 1271 through 1276, relative to the office of tourism and the Louisiana Tourism Development Commission; to repeal the requirement for submittal of an annual report; to repeal the requirement of formulation of a master plan for tourism development; to repeal the Act 455 Matching Funds Program; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Boissiere	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Dupre	Kostelka	
Total—37		

NAYS

Malone
Total—1

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 79—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along the main line levees of the Mississippi River in St. Bernard Parish; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 107—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 34:1(B)(3), relative to the Port of New Orleans; to provide relative to nominations for membership on the board of commissioners of the Port of New Orleans; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 139—

BY REPRESENTATIVES HUTTER, BEARD, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, M. GUILLORY, LAMBERT, PITRE, M. POWELL, SMILEY, TUCKER, ALARIO, ALEXANDER, ARNOLD, BALDONE, BAUDIN, BROOME, BRUCE, CAZAYOUX, CROWE, DAMICO, DARTEZ, DEWITT, DOERGE, DORSEY, DURAND, FARRAR, FAUCHEUX, FRITH, FUTRELL, E. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HUNTER, JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, MARCHAND, MCDONALD, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PINAC, T. POWELL, QUEZAIRE, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, GARY SMITH, JACK SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, WALKER, WALSWORTH, WINSTON, WOOTON, AND WRIGHT

AN ACT

To amend and reenact R.S. 47:463.4(D) and 463.11(E), relative to motor vehicle special license plates; to require the Department of Public Safety and Corrections to issue mobility impaired hang tags to persons with or receiving disabled veterans special license plates; to provide relative to fees, renewals, and replacements for such hang tags; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	

Total—38

NAYS

Total—0

ABSENT

Cain

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 168—

BY REPRESENTATIVES JACK SMITH, HUDSON, AND ST. GERMAIN AND SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 56:322.1(B), (D), and (F)(4), relative to use of shad seines for commercial taking of shad or skipjack; to authorize the taking of other freshwater commercial fish; to authorize use of such nets at night in specified locations; to authorize weekend fishing; to prohibit interference with commercial shipping; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen

Duplessis
Dupre
Total—38

Jones
Kostelka
Ullo

NAYS

Total—0

ABSENT

Cain

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 393—

BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, LABRUZZO, LANCASTER, MARTINY, SCALISE, TOOMY, AND TUCKER AND SENATORS BOISSIERE, HAINKEL, HOLLIS, LENTINI, AND ULLO

AN ACT

To amend and reenact R.S. 34:1(B)(2), relative to the Port of New Orleans; to provide relative to nominations for membership on the port's board of commissioners; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	

Total—38

NAYS

Total—0

ABSENT

Cain

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 595—

BY REPRESENTATIVE JACK SMITH AND SENATOR DUPRE
AN ACT

To amend and reenact R.S. 56:646, relative to the Louisiana Sportsman's Paradise license; to provide relative to gear covered by the license; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Boissiere	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Dupre	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Cain	Kostelka
Total—2	

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 596—

BY REPRESENTATIVE JACK SMITH AND SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:305.3 and to enact R.S. 56:302.3(E), relative to recreational and commercial fishing gear licenses; to provide relative to temporary transfer of such licenses; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux

Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Boissiere	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Dupre	Kostelka	
Total—37		

NAYS

Lentini
Total—1

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 597—

BY REPRESENTATIVES JACK SMITH AND FRITH AND SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:303.5 and 325.3(A)(1), relative to commercial fishing; to provide that all finfish found on board a vessel operated by a person with a commercial fishing license are presumed to have been caught for commercial purposes; to provide relative to possession of spotted sea trout; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 598—

BY REPRESENTATIVE DARTEZ AND SENATORS DUPRE AND B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:322(C)(7), relative to fishing nets; to require unattended nets and trawls in saltwater areas to be tagged; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 600—

BY REPRESENTATIVES JACK SMITH AND PIERRE AND SENATORS B. GAUTREAUX AND MALONE

AN ACT

To enact R.S. 56:319.2, relative to exotic fish; to provide for the designation of fish as exotic; to provide for the taking of exotic fish; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Boissiere	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Kostelka	
Dupre	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Cain

Jones

Total—2

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 605—

BY REPRESENTATIVES FRITH AND PIERRE AND SENATOR B. GAUTREAUX

AN ACT

To repeal R.S. 56:306(B)(6), relative to wholesale/retail seafood dealers' licenses; to remove an exemption for restaurants from the requirement for the license; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Chaisson	Heitmeier	Romero
Cheek	Holden	Schedler
Cravins	Hollis	Smith
Dardenne	Irons	Theunissen

Duplessis Jackson Ullo
Total—36

NAYS

Total—0

ABSENT

Cain Jones Kostelka
Total—3

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 609—

BY REPRESENTATIVES JACK SMITH AND PIERRE AND
SENATORS B. GAUTREAUX AND MALONE

AN ACT

To amend and reenact R.S. 56:116(D) and 699.5(A), relative to youth hunting; to provide relative to the supervision of persons under the age of sixteen participating in hunting activities; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 272—

BY REPRESENTATIVES DURAND, THOMPSON, SALTER, JOHN SMITH, STRAIN, TOOMY, CURTIS, DOERGE, DORSEY, GRAY, E. GUILLORY, M. GUILLORY, KATZ, MARCHAND, McDONALD, STRAIN, WADDELL, WALKER, WINSTON, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BROOME, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DOVE, DOWNS, ERDY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GALLOT, GLOVER, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, JACKSON, JEFFERSON, KENNEY, LAFLEUR, MARTINY, MCVEA, MONTGOMERY, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, TOWNSEND, TRICHE, TUCKER, AND WRIGHT AND SENATORS BARHAM, HINES, JONES, MCPHERSON, AND SCHEDLER

AN ACT

To amend and reenact R.S. 36:801.1(A) and to enact R.S. 36:259(J) and Chapter 34 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2841 through 2846, relative to the Louisiana Emergency Response Network (LERN); to provide for statement of purpose; to provide for definitions; to provide for the creation of the Louisiana Emergency Response Network; to provide for the board and its membership, appointments, terms of office, vacancies, meetings, compensation, functions, powers, and duties; to provide for rules and regulations; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 277—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 39:100.1(C), relative to the Sports Facility Assistance Fund; to provide for the use of monies in the fund; to provide for monies in the fund to be appropriated to the FORE Kids Foundation, Inc.; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 466—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 49:327(B)(1)(d), relative to the investment of state funds; to provide for competitive bidding for time certificate of deposit and share accounts; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
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Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 467—

BY REPRESENTATIVES ALARIO AND HEATON

AN ACT

To amend and reenact R.S. 39:1366(4), relative to the duties of the state treasurer; to authorize the state treasurer to make certain payments; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 668—
BY REPRESENTATIVES MONTGOMERY AND DANIEL
AN ACT

To enact R.S. 30:148.1.1, relative to underground storage of hydrocarbons; to define reservoir; and to provide for related matters.

The bill was read by title. Senator Malone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Malone moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1125—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 40:4.12, relative to sanitation; to provide for alternative methods of identification of potable and nonpotable water distribution equipment, piping, and outlets; to provide for a qualifying potable water distribution plan; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1387—
BY REPRESENTATIVES JOHNS AND SCHNEIDER
AN ACT

To amend and reenact R.S. 47:2101(A)(3), relative to the payment of ad valorem taxes; to provide that interest shall not be assessed if the payment was timely made; and to provide for related matters.

The bill was read by title. Senator Mount moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 402—
BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact Code of Criminal Procedure Article 734(C), relative to subpoenas; to authorize service of subpoenas by investigators employed by district attorneys; and to provide for related matters.

The bill was read by title. Senator Theunissen moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone

Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Theunissen moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 663—
BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 15:587(A)(2), relative to the Louisiana Bureau of Criminal Identification and Information; to require the bureau to make available to the Department of Social Services criminal history record information on certain persons; to provide the department the authority to receive criminal history record information; and to provide for related matters.

The bill was read by title. Senator Bajoie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 811—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 32:1510(A)(3), relative to hazardous materials transportation; to exempt oil transporters from reporting certain incidents to the office of state police; and to provide for related matters.

The bill was read by title. Senator Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Heitmeier	Nevers
Boissiere	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Dupre	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Cain
Total—2

The Chair declared the bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1220—
BY REPRESENTATIVES THOMPSON, BRUCE, CAZAYOUX,
DOWNS, FANNIN, FRITH, M. GUILLORY, HILL, MORRISH, ST.
GERMAIN, AND STRAIN AND SENATOR SMITH
AN ACT

To enact Part III of Chapter 4-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:331 through 333, relative to rural development; to create the Louisiana Center for Rural Initiatives; to provide for the powers, duties, and functions of the center; to provide relative to implementation; and to provide for related matters.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 1220 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 15, after "Center" insert "and the Southern University Agricultural Research and Extension Center"

AMENDMENT NO. 2

On page 1, delete lines 19 and 20 and insert the following:

"A. There is hereby created as a consortium initiative, between the Louisiana State University Agricultural Center and the Southern University Agricultural Research and Extension, hereinafter referred to as the"

AMENDMENT NO. 3

On page 2, line 9, after "enhance the" delete the remainder of the line and insert "ability of the Louisiana State University Agricultural Center and the Southern University Agricultural Research and Extension Center"

AMENDMENT NO. 4

On page 2, line 11, after "within Louisiana" delete "and Louisiana State University" and insert "Louisiana State University and Southern University"

AMENDMENT NO. 5

On page 3, line 1, after "housed" delete "at the" and insert "in Baton Rouge at either the"

AMENDMENT NO. 6

On page 3, line 2, after "Center" insert "or the Southern University Agricultural Research and Extension Center"

AMENDMENT NO. 7

On page 3, line 5, delete "system." and insert "and Southern University systems."

AMENDMENT NO. 8

On page 3, line 7, after "team" and before the period "." insert ", in conjunction with staff of the Southern University Agricultural Research and Extension Center"

AMENDMENT NO. 9

On page 3, line 11, after "Center" insert "or the Southern University Agricultural Research and Extension Center"

On motion of Senator Cravins, the amendments were adopted.

The bill was read by title. Senator Barham moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	

Total—38

NAYS

Total—0

ABSENT

Cain

Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Barham moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1244—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 14:102.19, relative to offenses affecting the public sensibility; to create the crime of hog and canine fighting; to provide for exceptions; to provide for penalties; to provide for definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 1244 by Representative Triche

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 and 2 in the set of amendments proposed by the Senate Committee on Judiciary C and adopted by the Senate on May 12, 2004.

AMENDMENT NO. 2

On page 2, line 7, after "with" and before "or the" delete "dogs" and insert "canines"

AMENDMENT NO. 3

On page 2, at the end of line 8, after "livestock" delete the period "." and insert "or the private training of canines for the purposes"

enumerated in this Subsection provided that such training is conducted in the field and is not in violation of the provisions of Subsection A of this Section."

AMENDMENT NO. 4

On page 2, delete line 13 in its entirety and add

"G. For the purposes of this Section:

(1) "Hog" shall include a pig, swine, or boar;

(2) "Person" means an individual, corporation, partnership, trust, firm, association or other legal entity. "

On motion of Senator Chaisson, the amendments were adopted.

The bill was read by title. Senator Chaisson moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Chaisson	Heitmeier	Romero
Cheek	Holden	Schedler
Cravins	Hollis	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—33		

NAYS

Total—0

ABSENT

Boasso	Fontenot	Kostelka
Cain	Irons	McPherson
Total—6		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules for the purpose of advancing to the order of

**House Bills and Joint Resolutions on
Third Reading and Final Passage,
Subject to Call**

The following House Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator N. Gautreaux asked that House Bill No. 203 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 203—

BY REPRESENTATIVE FRITH

AN ACT

To authorize and provide for the transfer of certain state property in Vermilion Parish to the Vermilion Parish Police Jury; and to provide for related matters.

The bill was read by title. Senator N. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Schedler asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Bills and Joint Resolutions on
Third Reading and Final Passage,
Subject to Call**

The following Senate Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Schedler asked that Senate Bill No. 288 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 288—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 47:322.37(B)(3), relative to the St. Tammany Parish Tourist and Convention Commission; to provide for the distribution of certain funds appropriated to the commission; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Schedler moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Jackson asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 111—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To urge and request the governor to support the Sea Point container transfer facility project.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

May 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 638—
BY SENATORS BAJOE AND HOLDEN
AN ACT

To amend and reenact Children's Code Art. 610(A) and (E), relative to child abuse mandatory reporting procedure; to permit reporting to both the local child protection unit and the local or state law enforcement agency; to provide relative to cases which are reported in error; to require that such cases be reported to the appropriate agency; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 112—
BY SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 13:3881(D)(3), relative to judicial procedure; to provide for certain exemptions from seizure by creditors; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 466—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 40:1376(F), relative to employees of the Department of Environmental Quality who are commissioned by the office of state police; to prohibit the duplication of badges; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 268—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:465(A)(1)(a) and (3), and to repeal R.S. 8:465(A)(4)(g), relative to trust funds; to include additional persons in the prohibition against being the recipient of loans or investments from any perpetual trust; to prohibit any remuneration to certain persons in connection with the loan or investment of any trust account; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 609—
BY SENATORS BAJOIE AND HOLDEN

AN ACT

To amend and reenact Ch.C. Art. 610(B)(8) and (D) and to enact Ch.C. Art. 610(B)(9), relative to child abuse reporting; to require that additional information be included in child abuse reports; to require the Department of Social Services to provide an optional written form for mandatory reporting; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 706—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 9:3573.4(A) and (B) and to repeal R.S. 9:3573.2(B)(1) and 3573.14(B), relative to the Credit Repair Services Organization Act; to remove exemptions for certain corporations and associations; to provide for bonding; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 200—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 40:1662.3(26) and (27) and 1662.8(B)(2)(g) and (h), relative to public health and safety; to provide for a license exemption for certain locksmiths; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 281—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:459.1(B), 502(E), 509 and 510(B)(2), relative to perpetual care trust funds; to provide for the manner in which a trustee administers trusts and require such trust funds

to be placed with certain federally insured financial institutions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 841—

BY SENATOR ELLINGTON AND REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 48:250.2(A), (C), and (D), to enact R.S. 48:250.3, and to repeal R.S. 48:250.2(B), relative to contracts let by the Department of Transportation and Development; to provide relative to design-build contracts; to remove certain limitations of the design-build program; to authorize the department to construct a certain project included in the Transportation Infrastructure Model for Economic Development program using the design-build method; to provide relative to procedures regarding the design-build method; and to provide for related matters.

Reported without amendments.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 89—

BY SENATOR HOLDEN

A RESOLUTION

To commend Whitney Renee' Ross on being debutante maid-elect of the Baton Rouge Delta Alumnae Chapter of Delta Sigma Theta Sorority, Incorporated.

On motion of Senator Holden, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 90—

BY SENATOR JONES

A RESOLUTION

To adopt Senate Rule No. 4.4 of the Rules of Order of the Senate, relative to employees, to provide for a Senate staff person to do intergovernmental policy research.

On motion of Senator Jones, the resolution was referred to the Committee on Senate and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 117—

BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To urge and request the Department of Revenue to audit claims for credits, refunds, and rebates made by businesses and employers pursuant to the Enterprise Zone and Quality Jobs Programs.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of William Kenneth "Bill" Carville, husband, son, brother, Vietnam Veteran, Army Reservist, corrections veteran, and friend.

The resolution was read by title; lies over under the rules.

SENATE CONCURRENT RESOLUTION NO. 119—
BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of Walter F. Marcus, Jr., retired justice of the Louisiana Supreme Court.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Cain
Total—1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 19, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 6—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 17:85.5, relative to naming a gymnasium; to authorize the parish school board in certain parishes to name a gymnasium in honor of a former school board member; to provide limitations; and to provide for related matters.

**HOUSEBILL NO. 1706 (Substitute for House Bill No. 44 by
Representative Lambert)—**
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 15:255(A)(1), (E)(1), (G), (H), and (I) and to enact R.S. 15:255(A)(4), (E)(5), and (J); relative to witness fees paid to off-duty law enforcement officers; to increase the amount of witness fees paid to off-duty law enforcement officers; to require the law enforcement officer to provide documentation; to require the municipal and parish governing authority to timely transmit the fee to the law enforcement officer; to prohibit an officer from receiving the fee if he has received certain federal compensation; to not prohibit the governing authority of a parish or municipality from entering into a cooperative endeavor agreement; to not require a parish or municipal governing authority to appropriate general fund monies for the payment of the fee; and to provide for related matters.

**HOUSE BILL NO. 1704 (Substitute for House Bill No. 23 by
Representative Fauchaux)—**
BY REPRESENTATIVES TOWNSEND AND FAUCHEUX
AN ACT

To amend and reenact R.S. 26:73(G) and 272(G), relative to the issuance of certain alcoholic beverage permits for a restaurant located in a specified location; requires the issuance of a Class A Retail Liquor Permit and a Class "R" permit for alcohol of a high and low content for a restaurant located in a specified historic area; and to provide for related matters.

HOUSE BILL NO. 292—
BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 15:831(E), relative to medical care of inmates; to require the secretary of the Department of Public Safety and Corrections to adopt rules for the monitoring of diets of inmates diagnosed with a medical condition or disease; and to provide for related matters.

HOUSE BILL NO. 129—

BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To amend and reenact R.S. 9:5166, relative to judgments; to provide for the partial cancellation of judgments; to provide for the filing of an affidavit; and to provide for related matters.

HOUSE BILL NO. 899—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 17:3390(B)(introductory paragraph), (2), and (3) and (D), relative to nonprofit corporations which support public higher education institutions; to provide that the definition of a nonprofit corporation that is not public or quasi public includes certain nonprofit corporations whose primary purpose is to finance the design, construction, renovation, or equipping of facilities; to provide relative to auditing of such nonprofit corporations; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 6—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 17:85.5, relative to naming a gymnasium; to authorize the parish school board in certain parishes to name a gymnasium in honor of a former school board member; to provide limitations; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 129—

BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To amend and reenact R.S. 9:5166, relative to judgments; to provide for the partial cancellation of judgments; to provide for the filing of an affidavit; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 292—

BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 15:831(E), relative to medical care of inmates; to require the secretary of the Department of Public Safety and Corrections to adopt rules for the monitoring of diets of inmates diagnosed with a medical condition or disease; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 899—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 17:3390(B)(introductory paragraph), (2), and (3) and (D), relative to nonprofit corporations which support public higher education institutions; to provide that the definition of a nonprofit corporation that is not public or quasi public includes certain nonprofit corporations whose primary purpose is to finance the design, construction, renovation, or equipping of facilities; to provide relative to auditing of such nonprofit corporations; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSEBILL NO. 1704 (Substitute for House Bill No. 23 by Representative Fauchaux)—

BY REPRESENTATIVES TOWNSEND AND FAUCHEUX
AN ACT

To amend and reenact R.S. 26:73(G) and 272(G), relative to the issuance of certain alcoholic beverage permits for a restaurant located in a specified location; requires the issuance of a Class A Retail Liquor Permit and a Class "R" permit for alcohol of a high and low content for a restaurant located in a specified historic area; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1706 (Substitute for House Bill No. 44 by Representative Lambert)—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 15:255(A)(1), (E)(1), (G), (H), and (I) and to enact R.S. 15:255(A)(4), (E)(5), and (J); relative to witness fees paid to off-duty law enforcement officers; to increase the amount of witness fees paid to off-duty law enforcement officers; to require the law enforcement officer to provide documentation; to require the municipal and parish governing authority to timely transmit the fee to the law enforcement officer; to prohibit an officer from receiving the fee if he has received certain federal compensation; to not prohibit the governing authority of a parish or municipality from entering into a cooperative endeavor agreement; to not require a parish or municipal governing authority to appropriate general fund monies for the payment of the fee; and to provide for related matters.

The bill was read by title; lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator McPherson, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 19, 2004

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE BILL NO. 446—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:153.3(D)(5) and to enact R.S. 46:153.3(D)(5)(f), relative to the Medicaid Drug Program; to provide for duties and responsibilities of the Medicaid Pharmaceutical and Therapeutics Committee; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 607—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 37:930(G), relative to health care providers; to provide with respect to the authority to administer anesthetic to persons; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 689—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:153.3(B)(2)(b) and to enact R.S. 46:153.3(B)(2)(a)(vi) and 153.3(B)(2)(e)(i) and (ii), relative to the medical assistance drug program; to provide for the utilization of a prior approval process and criteria related thereto; to provide for rulemaking; to provide for an annual report to the legislature and governor; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 808—
BY SENATOR HINES

AN ACT

To enact R.S. 40:1300.143(3)(d), relative to the rural hospital preservation act; to require certification by the Rural Hospital Coalition, Inc., as a prerequisite to being designated as a rural hospital; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 828—
BY SENATOR HOLDEN

AN ACT

To enact R.S. 28:381(48), (49), (50), and (51) and Part VII of Chapter 4 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:450 through 453, relative to the compensation of community direct service workers; to provide for a study request on the elimination of the disparity between the compensation of those workers and comparable workers; to provide for definitions, rules, and administration; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 843—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 46:285(A)(2) and to enact R.S. 46:285(A)(6), relative to child protection and foster care workers; to provide that such workers shall be trained in specific legal provision; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 42—
BY REPRESENTATIVE SHEPHERD

A CONCURRENT RESOLUTION

To urge and request the office of family support, support enforcement services, Department of Social Services to study all aspects relating to the treatment of subsequent children in child support awards and make specific recommendations for legislation.

Reported with amendments.

HOUSE BILL NO. 699—
BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 13:3715.1(B)(6), relative to medical or hospital records; to provide for records related to substance or alcohol abuse, education, training, treatment, rehabilitation, or research; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 878—
BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 46:56(B)(3), relative to client case records; to provide for the Department of Social Services' authorization to share access; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1228—
BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 40:1232.6(introductory paragraph) and 1300.51(3) and (5) and R.S. 44:9(F) and (G) and to enact R.S. 40:1300.51(2)(h), relative to emergency medical personnel; to provide grounds for disciplinary proceedings; to modify definitions; to provide for records of violations of municipal ordinances and of state statutes classified as a misdemeanor or felony; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1285—
BY REPRESENTATIVES JEFFERSON, BROOME, BURNS, CURTIS, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, LABRUZZO, MCDONALD, AND STRAIN

AN ACT

To amend and reenact R.S. 40:1299.1(B), relative to testing of newborns; to require the Department of Health and Hospitals to increase the number of tests required on newborns; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1543—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 40:1236.13(A)(3)(a) and 1236.14, relative to automated external defibrillators; to authorize the use of automated external defibrillators by private security personnel; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOE MCPHERSON
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 19, 2004

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

SENATE BILL NO. 475—

BY SENATOR DARDENNE

AN ACT

To repeal R.S. 42:1123(13), relative to public officers and employees; to repeal provisions relative to an elected official's ability to receive certain gifts; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 571—

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 40:2532, relative to law enforcement; to provide for an exception to the release of personal information; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 579—

BY SENATOR JONES

AN ACT

To enact R.S. 44:22, relative to public records; to exempt certain records pertaining to negotiations relative to economic development activities from the laws relative to public records until negotiations are concluded; to provide for certain determinations by a custodian; to exempt certain trade secrets or proprietary, commercial, or financial information from the laws relative to public records; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 611—

BY SENATOR JACKSON

AN ACT

To enact R.S. 44:3(I) and (J), relative to public records; to provide for open records of law enforcement in certain cases; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 178—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 18:423(C), relative to the composition of parish boards of election supervisors; to remove provisions relative to the membership of the parish board of election supervisors in a particular parish; to provide for similar membership in all parish boards of election supervisors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 217—

BY REPRESENTATIVES MARTINY AND DAMICO AND SENATORS BOSSIERE AND ULLO

AN ACT

To enact R.S. 44:4(40), relative to records of public bodies; to exempt certain records pertaining to security systems and features, interior layouts of residences, and certain proprietary information submitted to obtain individual building permits from public records laws; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 409—

BY REPRESENTATIVES DAMICO, ANSARDI, LANCASTER, MARTINY, AND TOOMY AND SENATORS BOISSIERE, LENTINI, AND ULLO

AN ACT

To enact R.S. 13:5112.1, relative to the production of documents by governmental entities; to provide relative to subpoena duces tecum; to provide for the reimbursement of costs incurred; to provide for disputes of the costs incurred; to provide for procedures; to provide for service and delays for production; to provide for a definition of "governmental entity"; to provide for applicability to the present laws of discovery and evidence; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 492—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 44:31(B) and 32(C)(1)(d), relative to public records; to allow persons under the age of majority to receive a copy or reproduction of a public record; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 608—

BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To repeal Chapter 5 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:1621 through 1623, relative to employees of the Wildlife and Fisheries Commission; to repeal the prohibition on exploitation of natural resources by such employees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1160—

BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 33:423.14 and 2569, relative to the police department in certain municipalities; to provide that the position of assistant police chief shall be in the unclassified service; to provide for the appointment and duties of such person; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1388—

BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS
HEITMEIER AND HINES
AN ACT

To amend and reenact R.S. 42:455(A)(2)(b), relative to payroll deductions; to provide payroll deductions for certain domestic companies; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1501—

BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 33:4712.10, relative to naming an administrative building; to authorize the parish governing authority in certain parishes to name an administrative building in honor of a former parish president; to provide limitations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1512—

BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 33:4712.10, relative to naming an entryway or entry plaza to parish administrative buildings; to authorize the parish governing authority in certain parishes to name a common entryway or plaza for parish administrative buildings in honor of a former parish councilman; to provide limitations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1640—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 42:1123(22)(a), relative to exceptions from ethics laws for elected officials of certain municipalities to enter into certain transactions; to provide for a mayor or member of a governing authority of certain municipalities to enter into

certain transactions; to increase the population size of the municipalities included in the exception; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHARLES D. JONES
Chairman

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 408 from the Committee on Finance.

SENATE BILL NO. 408—

BY SENATOR BAJOIE
AN ACT

To enact R.S. 36: 259(II) and 919.7 and Part LXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.231 through 1300.233, relative to women's health; to create the Women's Health Commission; to provide for the membership, filling of vacancies, meetings, compensation, domicile, election of officers, powers and duties, and termination; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and passed to a third reading.

Message to the Governor**SIGNED SENATE BILLS**

May 19, 2004

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bill:

SENATE BILL NO. 690—

BY SENATORS HINES, JACKSON, BAJOIE, N. GAUTREAUX, MCPHERSON, SCHEDLER AND HOLDEN, AND REPRESENTATIVES ALARIO, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BROOME, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, FUTRELL, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HAMMETT, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LAMBERT, MARCHAND, MARTINY, McDONALD, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SHEPHERD, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAINE, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, TUCKER, WALKER, WALSWORTH, WHITE, WOOTON AND WRIGHT

AN ACT

To amend and reenact R.S. 40:1300.133(3) and R.S. 40:2197(D) and to enact Part LXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.222 through 1300.227, relative to federally qualified health centers and rural health clinics; to authorize the Department of Health and Hospitals to develop and implement a long-term plan to encourage expansion and development of federally qualified

health centers and rural health clinics; to provide findings; to provide definitions; to provide for reports to the legislature; to provide for rules and regulations; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 19, 2004

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATORS DARDENNE, ADLEY, AMEDEE, BAJOE, BARHAM, BOASSO, BOISSIERE, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, IRONS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES BROOME, CRANE, DANIEL, DORSEY, HONEY, JACKSON, KENNARD AND WHITE

A CONCURRENT RESOLUTION

To recognize and commend Baton Rouge strength training and weightlifting coach, Gayle Hatch on being named as the head coach of the men's 2004 United States Olympic Weightlifting Team to be held in Athens, Greece, August 14-25, 2004.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Cain 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Thursday, May 20, 2004, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Thursday, May 20, 2004.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk